THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.20769 of 2005

Date: 08.08.2007

Between:

H.C.M. High School & Junior College,
Ongole, Prakasam District.

... Petitioner

AND

Government of A.P., rep., by its
Secretary, Education (COSE Department),
Hyderabad & others.

... Respondents

Counsel for the petitioner : Sri M.V.S. Suresh Kumar

Counsel for the respondents : Government Pleader for
School Education

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No. 20769 of 2005

ORDER:-

This writ petition is filed for the following substantive relief:

> "… … Hon'ble Court may be pleased to declare Memo No.12080/COSE/A2/2004-4 dated 20.10.2004 issued by the 1st respondent herein has no application to fill up the aided vacancies in the petitioner institution and direct the respondents to consider the approval of candidate selected pursuant to the selection held by the selection committee held on 27.08.2003 by issuing appropriate writ of mandamus or direction and pass such other order or orders as this Hon'ble Court deems fit and proper."

It is agreed by both the learned counsel for the petitioner and the learned Assistant Government Pleader for School Education for the respondents that the issue in this writ petition is squarely covered by a Division Bench judgment of this Court in Writ Appeal No.1578 of 2006 dated 29.12.2006 and batch in which it is held that the Memo dated 20.10.2004 issued by the respondents has no application to the cases in which permission to appoint the staff in aided vacancies had already been granted by the District Educational Officer or the Regional Joint Director concerned.

This writ petition is therefore disposed of in terms of the said judgment and it is directed that the said judgment shall read as part of this order. No costs.

As a sequel to disposal of the writ petition, WPMP.No.26524 of 2005 filed by the petitioner for interim relief is also disposed of.

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C.V.NAGARJUNA REDDY, J

Date: 08.08.2007
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